



The parties believe that this case will be ready for trial in late May/early June, and they understand that the Court may have some availability then. The parties thus respectfully request that the preliminary pretrial conference be advanced to February 25, 2008 and a trial date be set at such conference. This will be a bench trial.

## **IT IS SO STIPULATED.**

For Plaintiffs:

Dated: January \_\_\_, 2008

## ROGERS JOSEPH O'DONNELL

By: /s/ THOMAS H. CARLSON

Attorneys for Plaintiffs 21X CAPITAL LTD. and  
DAVID A. BREWER

### For Defendants:

Dated: January \_\_\_, 2008

KEKER & VAN NEST

By: /s/ JON STREETER

Attorneys for Defendants ROBERT WERRA and  
JOHN WERRA

THE FOREGOING STIPULATION IS APPROVED AND IT IS SO ORDERED. The preliminary pretrial conference currently set for June 2, 2008 is hereby vacated and advanced to February 25, 2008 at 11:00 a.m. in Department 8. The parties are ordered to file a preliminary pretrial and trial setting conference statement (and proposed order) no later than February 15, 2008.

Dated: February 8, 2008

  
Hon. JAMES WARE  
United States District Court Judge